IN THE TRIZED STATES PATENT AND TRADEMARK OFFICE

In re application of: Weers et al.

Application No: 09/851,226 Confirmation No: 4017

Filed: 05/08/2001

Title: PHOSPHOLIPID-BASED POWDERS FOR DRUG DELIVERY

110V 1 0 2004

Group No: 1617

Examiner: Lauren Q. Wells

Attorney Docket No: NK.0073.00

Friday, November 05, 2004 San Francisco, CA 94107

| Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450   | Extension of Time  |               |              |  |  |
|---|--|---------------|--------------|--|--|
|   | ☑ Applicant petitions for an extension of time under 37 C.F.R. 1.136   |               |              |  |  |
| Papers Enclosed   | Extension (Months)   | Extension Fee |              |  |  |
|   |  | Large Entity  | Small Entity |  |  |
| <ul> <li>☑ Amendment in Response to Final Office Action</li> <li>☑ Statement under 37 CFR 3.73(b) (form PTO/SB96)</li> <li>☑ Associate Power of Attorney Statement</li> <li>☑ Notice of Appeal (form PTO/SB31)</li> <li>☐ ODrawings</li> <li>☐ Supplemental Information Disclosure Statement</li> <li>☐ PTO-SB08 Form</li> <li>☐ Citations</li> <li>☐ Terminal Disclaimer</li> <li>☒ Postcard for Return (1)</li> </ul> | ☐ One Month  | \$110.00      | \$55.00      |  |  |
|   | ☐ Two Months   | \$430.00      | \$215.00     |  |  |
|   | ☑ Three Months   | \$980.00      | \$490.00     |  |  |
|   | Total \$ <u>980.00</u>   |               |              |  |  |
|   | □ Applicant believes that no extension of term is required. However, this conditional petition is being made in case applicant has inadvertently overlooked the need for a petition for extension of time. |               |              |  |  |

|   | Claims remaining after amendment | Highest number previously paid for | Number Extra | Rate         |              | Additional Fee |
|---|----------------------------------|------------------------------------|--------------|--------------|--------------|----------------|
|   |                                  |                                    |              | Large Entity | Small Entity |                |
| Total Claims                                  | 60                               | 59*                                | 1            | \$18.00      | \$9.00       | \$18.00        |
| Independent Claims                            | 5                                | 5                                  | 0            | \$88.00      | \$44.00      | \$0.00         |
| Multiple Dependent Claims                     |                                  |                                    | 0            | \$300.00     | \$150.00     | \$0.00         |
| Supplemental Information Disclosure Statement |                                  |                                    |              |              |              |                |
|   |                                  |                                    |              |              | Total        | \$18.00        |

## \*No news claims in the present amendment, but claims were miscounted in the last amendment transmittal

| Fee Payment   |            | Fee Deficiency  ⊠ If any additional extension and/or fee is required, please charge Deposit Account No. 10-0258.   |  |  |
|---|------------|--|--|--|
| Extension Fees \$980.00   |            |  |  |  |
| Fees for Extra Claims   | \$18.00    | and/or   |  |  |
| Notice of Appeal Fee  | \$340.00   | ☑ If any additional fee for claims is required, please charge Deposit Account No. 10-0258.   |  |  |
| Total   | \$1,338.00 | 1  |  |  |
| ☐ Attached is check noin the sum of \$0.00.  ☐ Please charge Deposit Account No. 10-0258 in the sum of \$1,338.00.  ☐ CERTIFICATE OF TRANSMISSION (37 C.F.R. § 1.8a):  I hereby certify that this correspondence is being deposited with the United |            | Please direct telephone calls to: Ashok K. Janah at (415) 538-1555 Please continue to send correspondence to: Guy Tucker Nektar Therapeutics 150 Industrial Road San Carlos, CA 94070. |  |  |
| States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.  |            | Respectfully Submitted,  |  |  |
| By: Date: November 5, 2004 Hilde Susan Jaegtnes   |            | By: Ashok K. Japan<br>Registration No. 37,487  |  |  |